

1 SEC. 2. Section two hundred seventy-nine point thirty-four
2 (279.34), Code 1966, is amended by striking from line twenty-two
3 (22) the word "one-half" and by inserting in lieu thereof the word
4 "three-fifths ($\frac{3}{5}$)".

1 SEC. 3. Section four hundred forty-six point ten (446.10), Code
2 1966, is amended by striking from line two (2) the word "sixty" and
3 by inserting in lieu thereof the word "seventy-five (75)".

Approved April 21, 1967.

CHAPTER 304

RELEASE OF CERTAIN PRISONERS

H. F. 305

AN ACT relating to periodic release of prisoners sentenced by municipal courts.

Be It Enacted by the General Assembly of the State of Iowa:

1 SECTION 1. Section three hundred fifty-six point thirty-three
2 (356.33), Code 1966, is hereby amended by striking from line fourteen
3 (14) the words "not exceeding fifteen days".

Approved June 9, 1967.

CHAPTER 305

INSPECTION OF COUNTY JAILS

H. F. 61

AN ACT relating to inspection of county jails by the state board of control.

Be It Enacted by the General Assembly of the State of Iowa:

1 SECTION 1. Section three hundred fifty-six point forty-three
2 (356.43), Code 1966, is amended by inserting the following new para-
3 graphs at the beginning of said section:

4 "The state board of control shall have general charge and supervi-
5 sion of the provisions of sections three hundred fifty-six point thirty-
6 seven (356.37) to three hundred fifty-six point forty-four (356.44),
7 inclusive, of the Code. The state board of control and its inspectors
8 and agents shall have the power and duty to make periodic inspections
9 of each such jail, and officially to notify the county board of super-
10 visors in writing to comply fully with the provisions of sections three
11 hundred fifty-six point thirty-seven (356.37) to three hundred fifty-
12 six point forty-four (356.44), inclusive.

13 "The board of control may order the governing body of a political
14 subdivision to either correct any violations found in the inspection of
15 a jail within a designated period, or may prohibit the confinement of
16 prisoners in the jail. If the governing body fails to comply with the
17 order within the period designated, the board of control may schedule

18 a hearing on the alleged violation. The board may subpoena witnesses,
19 documents, and other information deemed necessary to determine the
20 validity of the alleged violation. The board shall upon written request
21 from the governing body of the political subdivision grant representa-
22 tives of the political subdivision the right to appear before the board
23 at the hearing. Such representatives shall have the right to counsel
24 and may produce witnesses and present statements, documents, and
25 other information with respect to the alleged violation for considera-
26 tion at the hearing.

27 "The board after the hearing shall affirm, revoke, or modify the
28 original order. If the order is upheld, the board may include a schedule
29 for correction of the violation or violations and designate the date
30 before each violation shall be corrected.

31 "If the political subdivision does not comply with the order within
32 the designated period, the board may petition the attorney general to
33 institute proceedings to enjoin the political subdivision from confining
34 prisoners in the jail and require the transfer of prisoners to a jail
35 declared by the director to be suitable for confinement. The county or
36 municipality from which prisoners are transferred shall be liable for
37 the cost of transfer and expenditures incurred in the confinement of
38 prisoners in the jail to which transferred."

Approved June 15, 1967.

CHAPTER 306

BENEFITED FIRE DISTRICTS

H. F. 30

AN ACT relating to addition of territory to benefited fire districts.

Be It Enacted by the General Assembly of the State of Iowa:

1 SECTION 1. Chapter three hundred fifty-seven A (357A), Code
2 1966, is hereby amended by adding the following new sections:

3 "The owner or owners of any property immediately contiguous to
4 the boundaries of any established fire district may petition the board
5 of supervisors to be included in the district. Upon receipt of such peti-
6 tion the board shall submit the request to a competent disinterested
7 civil engineer to investigate the feasibility of adding such additional
8 territory and to make a report to the board. If, on receipt of a favor-
9 able report, the board agrees that said property should be added to the
10 district, the tax levy for the next year shall be applied to said prop-
11 erty and on the first day of the said next year said property shall be
12 considered a part of the district. In the event the fire district lies in
13 more than one county the joint action of the boards of supervisors
14 shall be required to add additional territory."

1 SEC. 2. The owner or owners of any property joining an estab-
2 lished fire district pursuant to the provisions of section one (1) of this
3 Act shall pay to the board of trustees of said fire district an initial fee
4 not to exceed a fair and reasonable amount as established by said